

ORIGINAL

Decision No. 78237

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

| | | |
|-------------------------------------|---|-------------------------|
| Application of Western Motor Tariff |) | |
| Bureau, Inc. under the Shortened |) | |
| Procedure Tariff Docket for and on |) | Shortened Procedure |
| behalf of M and M Transfer Company |) | Tariff Docket |
| tariff provisions resulting in |) | Application No. 52222 |
| increases because of the proposed |) | (Filed October 2, 1970) |
| cancellation of certain distant |) | |
| commodity rates applicable to |) | |
| Lumber and Forest Products. |) | |

OPINION AND ORDER

By this application, Western Motor Tariff Bureau, Inc., on behalf of M and M Transfer Company (M and M), seeks authority to cancel from one of its tariffs that carrier's participation in certain commodity rates for the transportation of lumber and forest products between points within 150 miles of Los Angeles Metropolitan Zone 229.¹ Upon cancellation of the rates as proposed higher class rates would apply.

Applicant states that M and M has reviewed its records and determined that there has been little movement of lumber and forest products under these rates. Applicant alleges that operating losses have been experienced by M and M on the traffic which has moved under the rates in question. Applicant avers that the proposed class rates for this transportation would provide the necessary revenue to enable the carrier to perform the service on a compensatory basis.

¹ The rates are set forth in Item No. 4755 of Western Motor Tariff Bureau, Inc., Agent, Local, Joint and Proportional Freight and Express Tariff No. 111, Cal. P.U.C. No. 15.

Applicant asserts that increases resulting from the proposal herein would not increase the California intrastate gross revenue of M and M by as much as one percent.

The application was listed on the Commission's Daily Calendar of October 5, 1970. No objection to the granting of the application has been received.

Commission staff analysis discloses that few, if any, actual increases need result from the proposed cancellation of rates since service would still be available at the present rates from other authorized highway carriers. The staff recommends that the application be granted by ex parte order.

In the circumstances, it appears, and the Commission finds, that increases resulting from the proposal herein are justified. A public hearing is not necessary. The Commission concludes that the application should be granted.

IT IS ORDERED that:

1. Western Motor Tariff Bureau, Inc., is hereby authorized to cancel the participation of M and M Transfer Company in certain rates in its Local, Joint and Proportional Freight and Express Tariff No. 111, Cal. P.U.C. No. 15, as specifically proposed in the application.

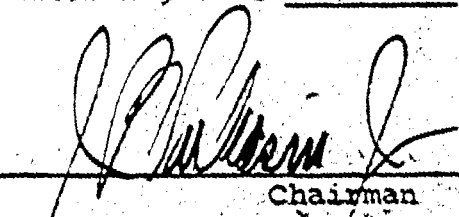
2. Tariff publications authorized to be made as a result of the order herein shall be filed not earlier than the effective date of this order and may be made effective not

earlier than thirty days after the effective date of this order on not less than thirty days' notice to the Commission and to the public.


3. The authority herein granted shall expire unless exercised within ninety days after the effective date of this order.

This order shall become effective twenty days after the date hereof.

Dated at San Francisco, California, this 2nd day of February, 1971.



Chairman



Vernon L. Sturgeon

Commissioners

Commissioner William Symons, Jr., being necessarily absent, did not participate in the disposition of this proceeding.